

5968. Misbranding of cottonseed meal. U. S. * * * v. Roberts Cotton Oil Co., a corporation. Plea of guilty. Fine, \$50. (F. & D. No. 8306. I. S. No. 19701-m.)

On August 17, 1917, the United States attorney for the Eastern District of Arkansas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Roberts Cotton Oil Co., a corporation, doing business at Memphis, Tenn., and Jonesboro, Ark., alleging shipment by said company, in violation of the Food and Drugs Act, on or about October 3, 1916, from the State of Arkansas into the State of Iowa, of a quantity of cottonseed meal which was misbranded. The article was labeled in part, "Forfat Brand."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Crude fiber (per cent)-----	15.3
Crude protein (per cent)-----	36.1

These results show that the product contains less protein and more fiber than was guaranteed upon the label.

Misbranding of the article was alleged in the information for the reason that the statement borne on the tags attached to the sacks regarding the article and the ingredients and substances contained therein, to wit, "Guaranteed Analysis * * * Protein 38.55 to 41 per cent. * * * Crude Fibre 8 to 12 per cent," was false and misleading in that it represented that the article contained not less than 38.55 per cent of protein and not more than 12 per cent of crude fiber, and for the further reason that it was labeled as aforesaid so as to deceive and mislead purchasers into the belief that it contained not less than 38.55 per cent of protein and not more than 12 per cent of crude fiber, whereas, in truth and in fact, it contained less than 38.55 per cent of protein and more than 12 per cent of crude fiber, to wit, approximately 36.1 per cent of protein and 15.3 per cent of crude fiber.

On November 27, 1917, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50.

CARL VROOMAN, *Acting Secretary of Agriculture.*